

FILED

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TEXAS
SAN ANTONIO DIVISION

OCT 15 2024

CLERK, U.S. DISTRICT COURT
WESTERN DISTRICT OF TEXAS
BY *Ken* DEPUTY

MARK ANTHONY ORTEGA

Plaintiff,

v.

CARLOS HERRERA and FUNDCUBE INC.
D/B/A FUNDQUBE,

Defendants.

Case No. SA-24-CV-00769-XR

PROOF OF SERVICE

I, Mark Anthony Ortega, Plaintiff in the above-entitled action, declare under penalty of perjury under the laws of the United States of America that the following is true and correct:

On September 3, 2024, pursuant to the Court's Order Granting Motion for Alternative Service (ECF No. 7), which states,

"Plaintiff is also **DIRECTED** to send a copy of the Summons, First Amended Complaint, and this Order by certified mail to 1207 13th ST, Imperial Beach, CA 91932,"

I mailed a true and correct copy of the Summons, First Amended Complaint, and Order for Alternate Service to the following parties by Certified Mail with Electronic Delivery Confirmation, addressed as follows:

- Carlos Herrera
1207 13th St.
Imperial Beach, CA 91932
- FundCube, Inc.
D/B/A Fundqube
1207 13th St.
Imperial Beach, CA 91932

Copies of the certified mail delivery receipts are attached hereto as Exhibits 1 and 2.

I declare under penalty of perjury that the foregoing is true and correct.

Dated: September 29, 2024

Respectfully submitted,

Mark Anthony Ortega
Plaintiff, Pro Se

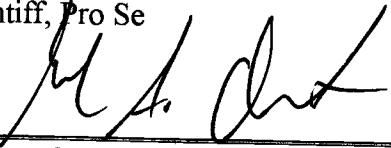
By: 
mark.ortega@utexas.edu
PO Box 702099
San Antonio, TX 78270
Telephone: (210) 744-9663

EXHIBIT 1

Electronic Delivery Confirmation™

USPS CERTIFIED MAIL™

Mark Anthony Ortega
PO BOX 702099
SAN ANTONIO TX 78270-2099

\$7.16 US POSTAGE
FIRST-CLASS
Sep 03 2024
Mailed from ZIP 97230
4 OZ FIRST-CLASS MAIL FLATS RATE
ZONE 5
11923275



062S0010282493

USPS CERTIFIED MAIL



9407 1118 9876 5489 7036 21

FundCube Inc
D/B/A Fundqube
1207 13TH ST
IMPERIAL BCH CA 91932-3610



Reference

USPS #

9407111898765489703621

USPS Mail Class

Certified with Electronic Delivery Confirmation

USPS Status

Your item was delivered to an individual at the address at 10:24 am on September 9, 2024 in IMPERIAL BEACH, CA 91932.

USPS History

In Transit to Next Facility, 09/07/2024

Arrived at USPS Regional Destination Facility, 09/06/2024, 6:03 pm, SAN DIEGO CA DISTRIBUTION CENTER

Arrived at USPS Origin Facility, 09/05/2024, 2:07 am, PORTLAND, OR 97215

Accepted at USPS Origin Facility, September 5, 2024, 12:52 am, PORTLAND, OR 97230

Shipping Label Created, USPS Awaiting Item, 09/03/2024, 4:13 pm, PORTLAND, OR 97230

EXHIBIT 2

Electronic Delivery Confirmation™

USPS CERTIFIED MAIL™

Mark Anthony Ortega
PO BOX 702099
SAN ANTONIO TX 78270-2099

\$7.16 US POSTAGE
FIRST-CLASS
Sep 03 2024
Mailed from ZIP 97230
4 OZ FIRST-CLASS MAIL FLATS RATE
ZONE 5
11923275



062S0010937442

USPS CERTIFIED MAIL



9407 1118 9876 5489 7091 66

Carlos Herrera
1207 13TH ST
IMPERIAL BCH CA 91932-3610



Reference

USPS #

9407111898765489709166

USPS Mail Class

Certified with Electronic Delivery Confirmation

USPS Status

Your item was delivered to an individual at the address at 10:24 am on September 9, 2024 in IMPERIAL BEACH, CA 91932.

USPS History

In Transit to Next Facility, 09/07/2024

Arrived at USPS Regional Destination Facility, 09/06/2024, 6:03 pm, SAN DIEGO CA DISTRIBUTION CENTER

Arrived at USPS Origin Facility, 09/05/2024, 2:07 am, PORTLAND, OR 97215

Accepted at USPS Origin Facility, September 5, 2024, 12:52 am, PORTLAND, OR 97230

Shipping Label Created, USPS Awaiting Item, 09/03/2024, 4:11 pm, PORTLAND, OR 97230

UNITED STATES DISTRICT COURT
for the
WESTERN DISTRICT OF TEXAS, SAN ANTONIO DIVISION

MARK ANTHONY ORTEGA

Plaintiff

v.

**CARLOS HERRERA AND FUNDCUBE INC. D/B/A
FUNDQUBE,**

Defendant

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Civil Action No. 5:24-CV-00769-XR

AFFIDAVIT OF SERVICE

I, Rosangela Castillo, state:

I am not a party to or interested in the outcome of this suit.

I received the following documents on September 24, 2024, at 4:26 pm. I delivered these documents to FundQube Inc. in San Diego County, CA on September 25, 2024 at 9:31 am at 1207 13th Street, Imperial Beach, CA 91932 by posting the documents in a conspicuous place at the premises.

Order for Alternative Service

Summons

Amended Complaint

Cover Sheet

Additional Description:

No answer at the door, no cars in the driveway either. Documents got posted on the property gate.

Geolocation of Serve: <https://google.com/maps?q=32.5746883439,-117.1055336245>

Photograph: See Exhibit 1

My name is Rosangela Castillo, my date of birth is 7/22/1999, and my address is 470 Third Ave, 5, Chula Vista, CA 91910, and USA.

I DECLARE UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE UNITED STATES OF AMERICA THAT THE FACTS HEREIN ARE TRUE AND CORRECT.

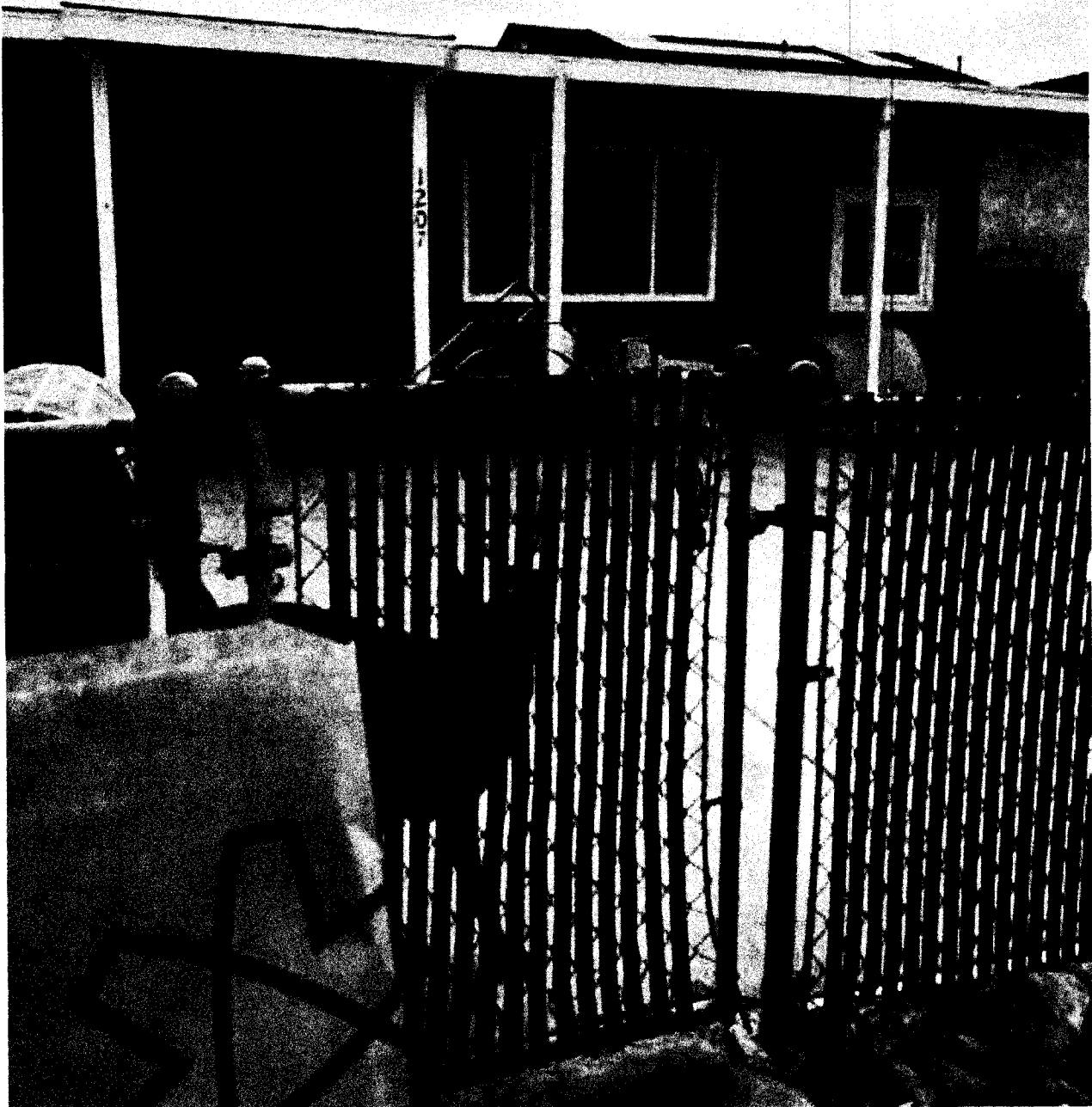
Executed in

San Diego County,
CA on 9/27/2024.

/s/ *Rosangela Castillo*

Rosangela Castillo
+1 (619) 904-1002
Certification Number: 3669
Expiration Date: 3/13/2025

Exhibit 1a)



UNITED STATES DISTRICT COURT
for the
WESTERN DISTRICT OF TEXAS, SAN ANTONIO DIVISION

MARK ANTHONY ORTEGA

Plaintiff

v.

**CARLOS HERRERA AND FUNDCUBE INC. D/B/A
FUNDQUBE,**

Defendant

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Order for Alternative Service
Summons
Amended Complaint
Cover Sheet

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Photograph: See Exhibit 1

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Executed in

San Diego County,
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/s/ Rosangela Castillo

Rosangela Castillo
+1 (619) 904-1002
Certification Number: 3669
Expiration Date: 3/13/2025

Exhibit 1a)



Mark O'Dwyer
PO Box 702074
San Antonio, TX 78270

RECEIVED
U.S. DISTRICT CLERK'S OFFICE
SAN ANTONIO, TEXAS
OCT 16 2024
CLERK U.S. DISTRICT CLERK
SAN ANTONIO, TEXAS
6550

RECEIVED
U.S. District Clerk's Office
262 West Nueva Street, Room 1-400
San Antonio, Texas 78207

✓
CJA